

Applicant: Thomas Patterson Hartness Attorney's Docket No. HIE10
David N. Cooley
Richard M. Wiernicki
Robert Leslie Dillard
David Lee Scott

For: **CONTINUOUS CIRCULAR MOTION CASE PACKING
AND DEPACKING APPARATUS AND METHOD**

**DECLARATION CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b) - INDEPENDENT INVENTOR)**

As one of the below named inventors, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under sections 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled **CONTINUOUS CIRCULAR MOTION CASE PACKING AND DEPACKING APPARATUS AND METHOD** described in the specification filed herewith. I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(c) or a nonprofit organization under 37 CFR 1.9(e). Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- [] no such person, concern or organization
[X] persons, concerns or organizations listed below.

Full Name: Hartness International, Inc.
Address: P.O. Box 26509
Greenville, SC 29616

- [] INDIVIDUAL
[X] SMALL BUSINESS CONCERN
[] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fees due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true;

and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR:

Thomas Patterson Hartness

Signature of Inventor:

Thomas P. Hartness

Date:

10/13/1999

NAME OF INVENTOR:

David M. Cooley

Signature of Inventor:

David M. Cooley

Date:

10/13/99

NAME OF INVENTOR:

Richard M. Wiernicki

Signature of Inventor:

Richard M. Wiernicki

Date:

Oct 13, 1999

NAME OF INVENTOR:

Robert Leslie Dillard

Signature of Inventor:

Robert Leslie Dillard

Date:

10/13/99

NAME OF INVENTOR:

David Lee Scott

Signature of Inventor:

David Lee Scott

Date:

10-13-99

Applicant: Thomas Patterson Hartness Attorney's Docket HIE10
David N. Cooley
Richard M. Wiernicki
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David Lee Scott

For: **CONTINUOUS CIRCULAR MOTION CASE PACKING AND DEPACKING APPARATUS AND METHOD**

**DECLARATION CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c) - SMALL BUSINESS CONCERN)**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Hartness International, Inc.
ADDRESS OF CONCERN: P.O. Box 26509
Greenville, SC 29616

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed, to and remain with the small business concern identified above with regard to the invention, entitled **CONTINUOUS CIRCULAR MOTION CASE PACKING AND DEPACKING APPARATUS AND METHOD**, by inventors Thomas Patterson Hartness, David N. Cooley, Richard M. Wiernicki, Robert Leslie Dillard, David Lee Scott, described in the specification filed herewith.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

NAME: None
ADDRESS:

- Individual
 Small Business Concern
 Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Hartness International, Inc.

10/13/99
Date

By: B.M.
Name Bernard McPheeley

CFO
Title - Other than owner

1200 Garlington Road
Address

Greenville, SC 29615
City, State

DECLARATION FOR PATENT APPLICATIONS AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first, and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **CONTINUOUS CIRCULAR MOTION CASE PACKING AND DEPACKING APPARATUS AND METHOD**, the specification of which is attached hereto.

I have reviewed and understand the contents of the above specification, including the claims. I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

Application Priority

Non-Provisional

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States non-provisional application(s) listed below:

Application Number	Filing Date
09/301,394	April 28, 1999
09/137,327	August 20, 1998
08/736,376	October 26, 1996
08/338,026	November 10, 1994

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Cort Flint, Registration No. 27,260; and/or William D. Lee, Jr., Registration No. 22,660; and/or Douglas W. Kim, Registration

No. P-44,828; and/or Henry S. Jaudon, Registration No. 34,056; and/or Robert R. Reed, Registration No. 32,930 of the firm CORT FLINT, ATTORNEY AT LAW, P.A., Post Office Box 10827, Greenville, South Carolina 29603-0827. Please address all correspondence and telephone calls to: Cort Flint, Telephone Number (864) 232-4261.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or
first inventor: Thomas Patterson Hartness

Residence: 300 Smith Road
Greenville, SC 29615

Post Office Address: 300 Smith Road
Greenville, SC 29615

Citizenship: United States of America

Thomas P. Hartness
Inventor's Signature

Date: 12-15-99

Full name of second inventor: David N. Cooley

Residence: 11 Trenholm Road
Greenville, SC 29615

Post Office Address: 11 Trenholm Road
Greenville, SC 29615

Citizenship: United States of America

David H. Cookey
Inventor's Signature

Date: 11/4/99

Full name of third inventor: Richard M. Wiernicki

Residence: 13 Moore's Ridge Road
Roebuck, SC 29376

Post Office Address: 13 Moore's Ridge Road
Roebuck, SC 29376

Citizenship: United States of America

Richard M. Wiernicki
Inventor's Signature

Date: 11/30/99

Full name of Fourth inventor: Robert Leslie Dillard

Residence: 132 Fire Station Road
Easley, SC 29642

Post Office Address: 132 Fire Station Road
Easley, SC 29642

Citizenship: United States of America

Robert Leslie Dillard
Inventor's Signature

Date: 12/6/99

Full name of fifth inventor:

David Lee Scott

Residence:

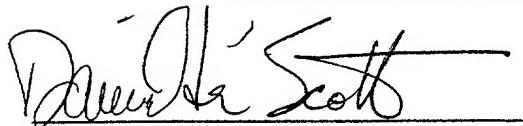
802 Half Mile Way
Greenville, SC 29609

Post Office Address:

802 Half Mile Way
Greenville, SC 29609

Citizenship:

United States of America



Inventor's Signature

Date: 12-1-99